

IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

Applicant(s): Jeffrey P. Baldwin Atty Docket No.: 09582.5100
 Laird Hatch
Serial No.: NYA Group Art Unit: NYA
Filed: Herewith Examiner: NYA
TITLE: MEDICAL SCREW AND METHOD
 OF INSTALLATION

DECLARATION AND POWER OF ATTORNEY

As the below named inventors, we hereby declare: THAT our residence, post office address and citizenship are as stated below next to our names; THAT we verily believe we are the sole inventors of the invention entitled: "MEDICAL SCREW AND METHOD OF INSTALLATION", the specification of which:

[x] is attached hereto.

[] was filed on _____ as Application Serial No. (to be assigned) and was amended on _____ (if applicable).

[] and amended in the attached Amendment.

THAT we do not know and do not believe that this invention was ever known or used in the United States of America before our invention or discovery thereof, or patented or described in any printed publication in any country before our invention or discovery thereof, or more than one year prior to this application;

THAT the invention was not in public use or on sale in the United States of America for more than one year prior to this application;

THAT this invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by us or our legal representatives or assigns more than twelve months before this application;

THAT we have reviewed and understand the contents of the above identified specification, including the claim(s), as amended by any amendment referred to above;

THAT we acknowledge the duty to disclose information of which we are aware which is material to the examination of this application in accordance with 37 C.F.R. §1.56; and

THAT applications for patent or inventor's certificate on this invention or discovery which have been filed by us or our legal representatives or assigns in any country foreign to the United States of America are as follows (leave blank if none):

- (a) none filed more than 12 months prior hereto, unless identified here: _____, or _____
- (b) earliest filed less than 12 months prior hereto, if any, the priority of which is hereby claimed under 35 U.S.C. §119. The foreign application(s) on which priority is claimed is: _____; and other foreign applications having filing dates earlier than the application(s) on which priority is claimed are as follows: _____

THAT WE hereby appoint, as our attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, individually and collectively,

SNELL & WILMER L.L.P.

One Arizona Center

400 East Van Buren

Phoenix, Arizona 85004-2202

Telephone: (602) 382-6000

Facsimile: (602) 382-6070

and each attorney thereof associated with Snell & Wilmer's Customer Account No. 20322. Please send all future correspondence to Deborah Henscheid Lyon at the foregoing address.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of first inventor: Jeffrey P. Baldwin

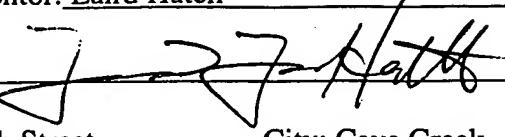
Inventor's signature: Jeffrey P. Baldwin

Residence: 3420 W. Via Montoya Drive City: Phoenix State/Country: AZ

Citizenship: United States

Post Office Address: _____ Zip Code: 85027

Full name of second inventor: Laird Hatch

Inventor's signature: 

Residence: 28403 N. 55th Street City: Cave Creek State/Country: AZ

Citizenship: United States

Post Office Address: _____ Zip Code: 85331

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Jeffrey P. Baldwin et al. Art Unit : 3738
Serial No. : 09/630,401 Examiner : Unknown
Filed : August 2, 2000
Title : MEDICAL SCREW AND METHOD OF INSTALLATION

Commissioner for Patents
Washington, D.C. 20231

REVOCATION AND NEW POWER OF ATTORNEY

Under 37 CFR §3.73(b) ORTHOPAEDIC BIOSYSTEMS LTD., INC., an Arizona corporation, certifies that it is the assignee of 100% of the right, title and interest in the patent application identified above by virtue of an assignment from the inventors of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel 011010, Frame 0722 on August 2, 2000.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned, whose title is supplied below, is empowered to act on behalf of the assignee.

The undersigned, acting on behalf of the assignee, hereby revokes all powers of attorney previously granted in the application and appoints:

Joel R. Petrow, Reg. No. 30,886, Bill Clemons, Reg. No. 32,558, George K. Stacey, Reg. No. 35,688, Peter J. Devlin, Reg. No. 31,753, Phyllis K. Kristal, Reg. No. 38,524; Timothy A. French, Reg. No. 30,175, 175, John F. Hayden, Reg. No. 37,640, 306, Kurt L. Glitzenstein, Reg. No. 38,524, Frank R. Occhiuti, Reg. No. 35,306.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL.

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

May 3, 2001

Date of Deposit

Laura Murphy

Signature

Laura Murphy

Typed or Printed Name of Person Signing Certificate

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Attorney's Docket No.: 12937-007(001)

with full power of substitution and revocation, to prosecute the application and to transact all business in the United States Patent and Trademark Office connected therewith.

All telephone calls regarding this application should be directed to Peter J. Devlin at 617-542-5070. All correspondence regarding the application should be sent to JOEL R. PETROW at:

SMITH & NEPHEW, INC.
1450 Brooks Road
Memphis, TN 38116

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Respectfully submitted,

Date: 27 APR 01



Joel R. Petrow
Chief Patent Counsel



Peter J. Devlin
Associate Attorney

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